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January 2, 2013

**BY ECF AND BY HAND**

The Honorable Sandra L. Townes  
U.S. District Judge, United States District Court  
Eastern District of New York  
225 Cadman Plaza East  
Brooklyn, New York 11201

Re: *Teddy Moore v. T-Mobile U.S.A., Inc.*,  
Case No. 10-CV-527 (SLT)(CLP) (E.D.N.Y.)

Dear Judge Townes:

My firm represents defendant T-Mobile U.S.A., Inc. ("T-Mobile") in the above-referenced matter. I write in opposition to plaintiff Teddy Moore's second motion for sanctions against me (Dkt. No. 117) since Your Honor decided on September 28, 2012 to grant T-Mobile's motion to compel arbitration and dismiss Moore's claims.

For the reasons set forth in our opposition to his previous application for sanctions (Dkt. No. 115), Moore's motion should be struck pursuant to FED. R. CIV. P. 11(a). (See Dkt. No. 116; see also Dkt. No. 114 at 1-2.) In addition, for the reasons described in T-Mobile's previous submissions (Dkt. Nos. 114 & 116), which are incorporated herein by reference, T-Mobile respectfully urges this Court to impose sanctions against Moore for persisting in filing vexatious motions that, in addition to making baseless attacks against my integrity and professional competence, have squandered this Court's time and unnecessarily multiplied the costs of this litigation. As

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The Honorable Sandra L. Townes

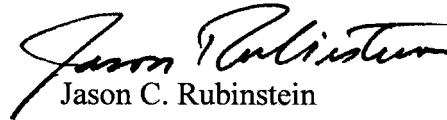
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this Court has already determined, Mr. Moore has a contractually-prescribed forum for litigating his alleged grievances with T-Mobile – the American Arbitration Association. He has no entitlement to continue using his access to this Court's docket to file harassing, nonsensical, and unsubstantiated motions against T-Mobile and its counsel.

Given Moore's conduct to date, it is certain that, absent restriction, he will continue his pattern of abusive conduct. Accordingly we respectfully request that Moore's motions for sanctions (Dkt. Nos. 115 & 117) be denied, and that Your Honor enter an order (i) barring Moore from filing any further papers under the docket number of this action without the Court's prior permission, (ii) imposing any additional or alternative sanctions that the Court deems necessary and appropriate to bring an end to Moore's misconduct, and (iii) directing the Clerk of the Court to close this case.

Respectfully,



Jason C. Rubinstein

cc: Hon. Cheryl L. Pollak (by hand and ECF)  
James Costo, Esq. (by ECF)  
Teddy Moore (by ECF)